

101769-51 tesa 597-WCG

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : Oliver NICKEL
SERIAL NO. : 09/431,849
FILED : November 2, 1999
FOR : MASKING STRIP AND THE USE THEREOF
ART UNIT : 1774
EXAMINER : Lawrence D. Ferguson

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APR 26 2005

Mail Stop Amendment
Commissioner of Patents
PO Box 1450
Alexandria, VA 22313-1450

April 26, 2005

TERMINAL DISCLAIMER

Sir:

Your petitioner, tesa AG, of Quickbornstrasse 24, Hamburg 20253, Germany, represents that it is the 100% owner of the above-identified application by virtue of an assignment which was recorded in the U.S. Patent Office on February 1, 2002, at Reel 012590, Frame 0880. Your petitioner hereby disclaims the terminal portion of any patent granted on the above-identified application which would extend beyond the expiration date of U.S. Patent No. 6,723,406, issued on April 20, 2004, for MASKING TAPE AND ITS USE, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 6,723,406, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the

above-identified application prior to the expiration date of the full statutory term as presently shortened by any Terminal Disclaimer of U.S. Patent No. 6,723,406 in the event that it later: (1) expires for failure to pay a maintenance fee, (2) is held unenforceable, (3) is found invalid, (4) is statutorily disclaimed in whole, (5) is terminally disclaimed under 37 C.F.R. 1.321(a), (6) has all claims canceled by a reexamination certificate, or (7) is otherwise terminated prior to the expiration of its statutory term as presently shortened by any Terminal Disclaimer, except for the separation of legal title stated above.

The undersigned is an attorney/agent of record and authorized to sign and submit this terminal disclaimer, and has no ownership interest in the above-identified application.

The Commissioner is hereby authorized to charge the fees as required to Deposit Account Number 14-1263.


(check one):

☒ \$130.00 - Large Entity

☐ \$65.00 - Small Entity

Respectfully submitted,

NORRIS MCLAUGHLIN & MARCUS, P.A.

By 
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I hereby certify that this correspondence is being transmitted via facsimile no. 703-872-9306 addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313.

By 
Zsuzsa Schuster

Date April 26, 2005